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Attorneys for Plaintiff  
BAKERS et. al. HEALTH  
AND WELFARE FUND, et. al.

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BAKERS HEALTH AND WELFARE FUND;  
JOINT BOARD OF TRUSTEES OF THE  
BAKERS HEALTH AND WELFARE FUND;  
and FELISA CASTILLO, TRUSTEE,

CASE NO.: C 06-5790 CRB

**PLAINTIFFS' REQUEST FOR  
DISMISSAL OF CASE MANAGEMENT  
CONFERENCE**

Date: January 5, 2007  
Time: 8:30 A.M.  
Courtroom: 8, 19<sup>th</sup> floor

RICHARD PINOCCI, individually, and dba  
ITALIAN FRENCH BAKING COMPANY

Defendant.

Plaintiffs submit the following Request for Dismissal of Case Management Conference, currently set for January 5, 2007, at 8:30 A.M.:

1. The Complaint in this action was filed on September 20, 2006.

2. Defendant made no appearance, and on November 14, 2006 the clerk of this court entered the defendant's default.

3. Plaintiffs filed and served their *Motion for Default Judgment* on December 15, 2006, setting the hearing date for **January 19, 2007**. *Defendant has not responded to that Motion, or made any contact with the undersigned counsel for Plaintiffs.*

4. Plaintiffs therefore request that the Case Management Conference be taken off calendar, as it will serve no purpose.

**REQUEST FOR DISMISSAL OF CASE MANAGEMENT CONFERENCE**  
**Case No. C 06-5790**

5. In the alternative, Plaintiffs would welcome the hearing on Default Judgment being set on the date and in place of the Case Management Conference, so that judgment may be entered sooner and Plaintiffs may attempt to sooner satisfy the increasing amounts of Trust Fund contributions due from Defendant, thereby providing Defendant's employees with health coverage.

Dated: December 27, 2006

## SALTZMAN & JOHNSON LAW CORPORATION

/s/

Muriel B. Kaplan  
Attorneys for Plaintiffs

## ORDER

The Case Management Conference set for **January 5, 2007 at 8:30 A.M.** is hereby dismissed from the calendar (and the Motion for Default Judgement shall instead be heard on that date.)

Dated: January 3, 2007

